

Attorney:
MICHAEL FAILLACE
MICHAEL FAILLACE & ASSOCIATES
60 EAST 42ND STREET SUITE 4510
NEW YORK NY 10165



UNITED STATE DISTRICT COURT
EASTERN DISTRICT OF NEW YORK
ALVAREZ QUIZAR ROMUALDO, ET AL
Plaintiff

GURU KRUPA 104 CORPORATION (D/B/A 104 DELI), ET AL
Defendant

Index / case #: 19-CV-05188

AFFIDAVIT OF SERVICE

Queens County, State of: New York Steve F. Louis being sworn,
says: Deponent is not a party herein, is over the age of 18 years and resides in the State of: New York
On 11-21-19 at 6:40 am/pm at: 10727 ATLANTIC AVENUE JAMAICA NY 11418

Deponent served the within: SUMMONS & COMPLAINT
NOTICE OF INTENTION

On which were set forth the Index No., herein, and date of filing

On: HABIB H. ALI C/O M&Z CORPORATION D/B/A FAMILY GROCERY & DELI
(herein after called the recipient) therein named.

- ☐ Individual By delivering a true copy of each to said recipient personally; Deponent knew the person so served to be the person described in as said recipient therein
- ☒ Suitable Age person By delivering thereat a true copy of each to: Cheng Patel, managing agent/manager
a person of suitable age and discretion. Said premises recipients [] Actual Place of Residence
[x] Actual Place of Business within the State.
- ☐ Affixing to Door By affixing a true copy of each to the door of said premises which is recipients [] Actual Place of Residence
[] Actual Place of Business, within the State
Deponent was unable with due diligence to find recipient or person of suitable age and discretion thereat having called there
- ☐ Corporation or Partnership By delivering thereat a true copy of each to: _____
personally. Deponent knew said corporation / partnership so served to be the corporation / partnership described in said
forementioned document as said recipient and knew said individual to be _____ thereof.
- ☒ Mailing Within 20 days of such delivery, or affixing, deponent enclosed a copy of same in a postpaid envelope properly addressed to recipient at recipients last known [] Actual Place of Residence [x] Actual Place of Business
at 10727 ATLANTIC AVENUE, JAMAICA, NY 11418
and deposited said envelope in an official depository under the exclusive care and custody of the U.S. Postal Service within New York State. The envelope bore the legend "personal and confidential" and did not indicate on the outside, thereof by return address or otherwise that the communication was from an attorney or concerned an action against the defendant.
- ☒ Description [x] Male [] White skin [x] Black hair [] 14-20 Yrs [] Under 5' [] Under 100 Lbs
[] Female [] Black skin [] Brown hair [] 21-35 Yrs [] 5'0"-5'3" [] 100-130 Lbs
[] Yellow skin [] Gray hair [] 36-50 Yrs [] 5'4"-5'8" [] 131-160 Lbs
[x] Brown skin [] Blonde hair [] 51-65 Yrs [] 5'9"-6'0" [x] 161-200 Lbs
[] Red skin [] Red hair [] Over 65 Yrs [] Over 6' [] Over 200 Lbs
Other Identifying Features 5'5"-5'10", 31 years of age
- ☒ Military Service I asked the person spoken to whether recipient was in active military service of the United States or the State of New York in any capacity whatever and received a negative reply. The source of my information and the grounds of my belief are the conversations and observations above narrated.
- ☐ Subpoena Fee Tendered in the amount of _____
- ☐

Sworn to before me on 11/22/2019

ADAM C MUHLEMAN
Notary Public, State of New York
No. 01MU6271533
Qualified in Suffolk County
Commission Expires 11/19/2020

Steve F. Louis
(Print name below signature)
Reliant Court Services Inc.
3275 Veterans Highway, Suite B-12
Ronkonkoma, NY 11779

File No. 19-CV-05188

work order no. 478436

NYC DCA Process serving Agency Let # 1382164
631-567-3120

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Eastern District of New York

ALVAREZ QUIZAR ROMUALDO and BORIS
ASARAELO HERNANDEZ LOPEZ, individually and on
behalf of others similarly situated,

Plaintiff(s)

v.

GURU KRUPA 104 CORPORATION (D/B/A 104
DELI), et al.

Defendant(s)

Civil Action No. 19-cv-5188 WFK-SJB

SUMMONS IN A CIVIL ACTION

To: *(Defendant's name and address)* Habib H. Ali
c/o Family Grocery & Deli
10727 Atlantic Ave,
Jamaica, NY 11418

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are: Michael A. Faillace
MICHAEL FAILLACE & ASSOCIATES, P.C.
60 East 42nd Street, Suite 4510
New York, New York 10165

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

Douglas C. Palmer

CLERK OF COURT

Date: 09/16/2019



s/Kimberly Davis

Signature of Clerk or Deputy Clerk